

SEP 29 2006

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**PATENT**  
Attorney Docket No.: 015389-002630US  
Client Ref. No.: 018/212C

TOWNSEND and TOWNSEND and CREW LLP

By: Yvonne Mock

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas R. CECH et al.

Application No.: 10/044,539

Filed: January 11, 2002

For: MAMMALIAN CELLS THAT HAVE  
INCREASED PROLIFERATIVE  
CAPACITY

Customer No.: 34151

Confirmation No. 4930

Examiner: Louis D. Lieto

Art Unit: 1632

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The owners, Geron Corporation and the Regents of the University of Colorado, of 100 percent interest in the instant application hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 6,261,836 issued July 17, 2001, or of prior U.S. Patent No. 6,337,200 issued January 8, 2002. Owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Thomas R. CECH et al.  
Application No. 10/044,539  
Page 2

PATENT  
Attorney Docket No.: 015389-002630US

In making the above disclaimer, owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patents, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,



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Date: September 29, 2006

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